

**IN THE DISTRICT COURT OF GUAM  
TERRITORY OF GUAM  
CRIMINAL MINUTES  
SENTENCING**

CASE NO.: CR-05-00076

DATE: September 27, 2006

---

HON. MORRISON C. ENGLAND, JR., Designated Judge, Presiding

Law Clerk: None Present

Court Reporter: Cecille Flores

Courtroom Deputy: Virginia T. Kilgore

Electronically Recorded: 9:41:45 - 10:32:52

CSO: B. Benavente

---

**APPEARANCES:**

Defendant: James Robert Lujan

Attorney: Curtis Van de Veld

☒ Present ☒ Custody ☐ Bond ☐ P.R.

☒ Present ☒ Retained ☐ FPD ☐ CJA

U.S. Attorney: Karon Johnson

U.S. Agent:

U.S. Probation: Stephen Guilliot

U.S. Marshal: G. Perez

Interpreter:

Language:

---

**PROCEEDINGS: Sentencing**

- Court stated the appropriate Offense Levels.
- Attorney for defendant addressed the Court and made its recommendation.
- Defendant addressed the Court and apologized.
- Government addressed the Court and made its recommendation.
- Letter(s) of recommendation received by the Court.
- Motion for downward departure granted.
- Government's oral motion to include the forfeiture amount of \$89,597.00 in the judgment granted.
- Defendant committed to the Bureau of Prisons for a term of 188 months.
- Court recommendation to the Bureau of Prisons at Fort Nellis, Nevada or in the alternative California.
- Upon release from imprisonment, defendant is placed on supervised release for a term of 5 years, with conditions (refer to Judgment for conditions of supervised release).
- Defense counsel's oral motion for the 500 hour intensive drug treatment program granted.
- All fines waived by the Court.
- Defendant was ordered to pay a special assessment fee of \$100.00 to be paid immediately after sentencing.
- Court stated the justification of the sentence imposed.
- Defendant advised of appeal rights.
- Defendant remanded to the custody of the U.S. Marshals Service.

NOTES: